

**TITLE:** Tulare Co Item 1.08 Road 24 Overlay

**DATE:** 03/16/2017

**PROJECT:** Construction Package No. 2-3

**CONTRACT NO:** HSR13-57

**CONTRACTOR:** Attn: Michael Costa  
 Dragados / Flatiron Joint Venture  
 1775 Park St, Bldg 75  
 Selma, CA 93662

**DESCRIPTION OF CHANGE:**

Perform roadwork on Road 24 between Avenue 136 and Avenue 120 to satisfy Item 2 of the Tulare County Sub-Utility Agreement 1.08 and as directed per Item No 1 of Directive Letter No. 16. The general scope of this work is depicted in Attachment C of the executed Tulare County Sub-Utility Agreement. The full scope of work required to fulfill Item 1.08 of the Sub-Utility Agreement is shown in DFJV Submittal No. 106, Tulare Co Resurfacing 100% (1 000 340, RFC Submittal - Resurfacing Package RD 24 and RD 40). This Contract Change Order only includes the work specifically designated for Road 24, all other work indicated on the approved plans shall be addressed separately.

As a result of unknown existing subgrade conditions, and ultimate use, DFJV shall not be responsible for the fitness of intended use for AC work on existing subgrades prepared by others and is not responsible for warranty work for work completed under this Change Order other than product warranty. Any additional stabilization or repair work required below the subgrade as represented in the approved drawings shall be paid for under separate Change Order.

The compensation in this change order is per Section 17.0 and Section 23.0 of the General Provisions. These costs are agreed as full and complete costs for DFJV and their sub-contractor's.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
	00001	Resurfacing Road 24	1.0	LS	\$660,000.00	\$660,000.00	0
<b>Total:</b>						<b>\$660,000.00</b>	<b>0</b>

**ATTACHMENTS:**

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Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by

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**Release of Claims**

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

**Contractor's Sworn Certification**

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

**Subcontractor's Sworn Certification(s):**

Attached as \_\_\_\_\_ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

**Dragados / Flatiron Joint Venture**

Acceptance by

Signature

Michael Costa - Project Director

Date

4/25/17

**California High-Speed Rail Authority**

Submitted by

Signature

Charlie Guess - DB Oversight Manager

Date

5-5-17

Approval By

Signature

Jorge Granados - Design &amp; Construction Manager

Date

5/5/17

Initials Acknowledging Page 2 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by